

CR51328

THE STATE OF TEXAS

§

IN THE DISTRICT COURT

§

V.

§

238TH JUDICIAL DISTRICT

§

SEBASTIAN ALEXANDER ZAPATA

§

MIDLAND COUNTY, TEXAS

**STATE'S MOTION FOR NOTICE OF DEFENSE EXPERT WITNESS**

COMES NOW the State of Texas by and through her District Attorney and moves this Court under Article 39.14(b) Code of Criminal Procedure to order counsel for the defense in this case to give the State notice in advance of trial of any witness the defense intends to use at trial as an expert witness under Texas Rules of Evidence 702, 703 and 705.

**WHEREFORE, PREMISES CONSIDERED,** the State prays that the Court instruct counsel to give the State notice in advance of trial of any witness the defense intends to use at trial as an expert witness under Texas Rules of Evidence 702, 703 and 705.

Respectfully Submitted,

\_\_\_\_\_/s/\_\_\_\_\_  
Lacey Holloman

Assistant District Attorney

Midland County, Texas

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Ph: (432) 688-4426

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### **CERTIFICATE OF SERVICE**

I, the undersigned Assistant District Attorney, do hereby certify that on the 25<sup>th</sup> day of September, 2017, I sent a copy of the foregoing STATE'S MOTION FOR NOTICE OF DEFENSE EXPERTS by transmission through the authorized electronic filing manager or as otherwise permitted by law to Tom Morgan, the attorney of record for the defendant.

\_\_\_\_\_/s/\_\_\_\_\_  
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<b>SEBASTIAN ALEXANDER ZAPATA</b>	<b>§</b>	<b>MIDLAND COUNTY, TEXAS</b>

**ORDER ON STATE'S MOTION FOR NOTICE  
OF DEFENSE EXPERT WITNESS**

**ON THIS DAY**, came on for consideration the State's Motion for Notice of Defense Expert Witnesses under Article 39.14(b) Code of Criminal Procedure requesting the Court to order counsel for the defense in this case to give the State in advance of trial of any witness the defense intends to use at trial as an expert witness under Texas Rules of Evidence 702, 703 and 705, and having considered the same the Court is of the opinion that the said motion should be **GRANTED**.

**IT IS, THEREFORE, ORDERED** that counsel for defense give notice to the State in advance of trial of any witness the defense intends to use at trial as an expert witness under Texas Rules of Evidence 702, 703 and 705. Such notice shall include the name, address and telephone number of the said witness, along with the witness's curriculum vitae. Such notice shall be given not later than the 20<sup>th</sup> day before the date the trial begins as is required under Texas Code of Criminal Procedure Article 39.14(b).

Signed the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
JUDGE PRESIDING  
MIDLAND COUNTY, TEXAS